

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

AQUA-LEISURE INDUSTRIES, INC.,

Plaintiff,

v.

GEMMY INDUSTRIES CORPORATION,

Defendant.

CIVIL ACTION NO. 04-CV-10070-RGS

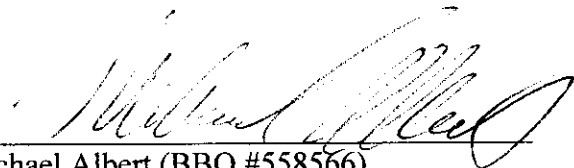
**STIPULATED MOTION TO EXTEND TIME TO ANSWER
OR OTHERWISE RESPOND TO COMPLAINT**

Defendant, Gemmy Industries Corporation ("Gemmy"), moves the Court for a two week extension of time, or until Tuesday, March 2, 2004, to file its answer or otherwise respond to the Complaint for Declaratory Judgment filed by plaintiff, Aqua-Leisure Industries, Inc. ("Aqua-Leisure"). In support of its motion, Gemmy states that the parties have been involved in extensive negotiations to resolve this matter and it is likely that a settlement will be reached in the next few days.

Aqua-Leisure's counsel has assented to the requested extension of time.

GEMMY INDUSTRIES CORPORATION,

By its attorneys,



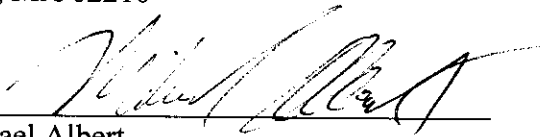
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CERTIFICATE OF SERVICE

I hereby certify that on February 17, 2004, I caused to be served a copy of this Stipulated Motion to Extend Time to Answer or Otherwise Respond to Complaint upon the following, by first-class mail, postage-prepaid, addressed to:

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Michael Albert